IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

TUESDAY, THE 13TH FEBRUARY 2007 / 24TH MAGHA 1928

WP(C).No. 4445 of 2007(D)

PETITIONERS:
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1. KOSHY GEORGE, S/O.GEORGE,
4-C, AUTUMN DALE, VIDYANAGAR,
KOCHI-682 020.

2. DR.RUPA KOSHY, W/O.KOSHY GEORGE,
4-C, AUTUMN DALE, VIDYANAGAR,
KOCHI-682 020.

BY ADV. SRI.C.K.ABDUL RAHIM

RESPONDENTS:
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1. THE CIRCLE INSPECTOR OF POLICE,
PIRAVOM.

2. SUB INSPECTOR OF POLICE,
MULAMTHURUTHY.

3. N.P.SANTHAKUMAR, S/O.BHARATHAN,
BHARATIYA JANATHA PARTY OFFICE,
MILMA JUNCTION, NEAR SREE KRISHNA TEMPLE,
AMBALOOR. (MELOTH HOUSE NEAR KULIYETTIKKARA
CHURCH, ARAYANKAVU P.O., AMABALLOOR).

BY GOVERNMENT PLEADER SRI.P.A.SALIM
ADV.SRI.K.V.SABU FOR RESPONDENTS

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 13/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC NO.4445/2007

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1: COPY OF THE AGREEMENT FOR SALE EXECUTED BETWEEN THE 2ND PETITIONER AND THE OWNER OF THE LAND, DATED 24.11.2006.

EXT.P2: COPIES OF THE PHOTOGRAPHS OF THE FLAG AND BARRIER PUT ACROSS ON THE ACCESS OF THE PROPERTY.

EXT.P3: COPY OF THE PETITION SUBMITTED TO THE 2ND RESPONDENT DATED 28.1.2007.

EXT.P4: COPY OF TE ACKNOWLEDGEMENT ISSUED BY THE 2ND RESPONDENT FOR RECEIPT OF EXT.P3.

//TRUE COPY//

P.A. TO JUDGE

J.B.KOSHY & T.R.RAMACHANDRAN NAIR, JJ.

W.P.(C) NO. 4445 OF 2007

Dated this the 13th day of February, 2007

J U D G M E N T

KOSHY, J.

Without prejudice to the right of the 3rd respondent in approaching the statutory authorities or revenue authorities, the police is directed to give sufficient protection to the petitioners for entering into the property and carrying out development works. Objectors cannot take law into their hands and police shall give protection unless prohibitory orders are issued by the statutory authorities or civil court.

Writ petition is disposed of as above.

J.B.KOSHY, JUDGE

T.R.RAMACHANDRAN NAIR, JUDGE

Rp